

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KUEHN, ET AL. Examiner: UNKNOWN
 Serial No.: TO BE ASSIGNED Group Art Unit: TO BE ASSIGNED
 Filed: February 23, 2004 Docket No.: 01610.0113-US-D2
 Title: MITRAL AND TRICUSPID VALVE REPAIR

CERTIFICATE UNDER 37 C.F.R. 1.10:

'Express Mail' mailing number: EL 984583869 US.

Date of Deposit: February 23, 2004

The undersigned hereby certifies that this Transmittal Letter and the paper or fee, as described herein, are being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.

By:

Cheryl B. Millman
 Cheryl Millman

REQUEST FOR DIVISIONAL APPLICATION UNDER 37 C.F.R. §1.53(b)

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

EL 984583869US

This is a request for filing a divisional application under 37 C.F.R. §1.53(b) of prior pending application number 09/543,076 filed on April 5, 2000 entitled MITRAL AND TRICUSPID VALVE REPAIR by the following inventors:

Full Name of Sole or First Inventor		
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Full Name of Sixth Inventor, if any		
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1. ☒ Enclosed is a copy of the prior patent application containing 29 pages of specification, 5 pages of claims and 11 sheets of formal drawings, and 1 page of abstract. Also enclosed are copies of the Declaration and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.)
- ☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
2. ☒ Cancel original claims 1-20, 22-27, 29-36, 38, 39, 41, 42, and 44-50 of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the next number after the highest numbered original claim in the prior application.)

4. ☒ Please amend the specification by inserting the following paragraph after the title:

This application is a divisional of application serial number 09/543,076, filed April 5, 2000, which will issue as Patent Number 6,695,866 on February 24, 2004 which is a divisional of serial number 09/115,820, filed July 15, 1998, which issued as Patent Number 6,165,183 on December 26, 2000. The application is incorporated herein by reference.

5. ☐ Small entity status
 - a. ☐ A small entity statement is enclosed.
 - b. ☐ A small entity statement was filed in the prior non provisional application.
 - c. ☐ is no longer claimed.

The filing fee is calculated below

CLAIMS				
	Number Filed	Number Extra	Rate	Fee
Total Claims	5	0	X \$18.00	\$ 0.00
Indep. Claims	2	0	X \$86.00	\$ 0.00
Multiply Dependent Claims				\$ 0.00
Basic Fee				\$ 770.00
TOTAL				\$ 770.00

6. ☒ Payment of fees
 - ☒ A check in the amount of \$770.00 is enclosed.
 - ☐ Please charge Deposit Account Number 50-1038.
 - ☐ Is deferred
7. ☒ The Commissioner is hereby authorized to credit any overpayment or charge any fees required under 37 C.F.R. §1.16-1.18 to Deposit Account Number 50-1038.

8. ☐ The priority of application number , filed , is claimed under 35 U.S.C. §119.
☐ A certified copy has been filed in prior application number , filed .
9. ☒ The prior application is assigned of record to St. Jude Medical, Inc. recorded at reel 910729 and frame 0173.
10. ☐ This application is filed by fewer than all the inventor named in the prior application. Please delete the following inventors named in the prior nonprovisional application.
11. ☒ An Information Disclosure Statement and Form PTO 1449 are enclosed.
12. ☒ New Correspondence Address
- Altera Law Group
6500 City West Parkway - Suite 100
Minneapolis, Minnesota 55344-7704
13. ☒ Address all correspondence to Hallie A. Finucane.
14. ☐ A petition to extend the term in the prior application from to is enclosed. A check in the amount of for the above reference extension is enclosed.
15. ☐ Also enclosed:
16. ☒ A return postcard is enclosed.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: February 23, 2004

By: Hallie A. Finucane
Hallie A. Finucane
Reg. No. 33,172
HAFmar